DEBORAH L. RAYMOND
ATTORNEY AT LAW, BAR #173528
380 STEVENS AVENUE., SUITE 205
SOLANA BEACH, CA 92075
Telephone#: (858) 481-9559
Facsimile#: (858) 724-0747
Email: draymond@lawinfo.com

Attorney for Plaintiff, CODY NICHOLS

UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

CODY NICHOLS, an individual, Plaintiff, vs. DEUTSCHE BANK NATIONAL TRUST COMPANY, as Trustee For Morgan Stanley Loan Trust 2006-HE4, an entity of unknown form; DECISION ONE MORTGAGE COMPANY, LLC, a North Carolina Limited Liability Company; and DOES 1-10, inclusive, Defendants.	CASE NO. 07CV2039L (NLS) **NOTICE OF WITHDRAWAL OF APPLICATION FOR PRELIMINARY INJUNCTION PURSUANT TO INFORMAL RESOLUTION** **Date: January 22, 2008** **Time: 11:00 a.m.** **Courtroom: 14** **The Honorable M. James Lorenz**

TO: DEFENDANTS, DEUTSCHE BANK NATIONAL TRUST COMPANY, as Trustee For Morgan Stanley Loan Trust 2006-HE4, DECISION ONE MORTGAGE COMPANY, LLC, AND, THEIR ATTORNEY(S) OF RECORD:

PLEASE TAKE NOTICE THAT Plaintiff hereby withdraws his application for a Preliminary Injunction enjoining Defendants and their servicers, agents, assigns, employees, officers, attorneys, and representative from engaging in or performing any act to deprive Plaintiff of ownership or possession of the real property located at 2010 Rancho Manzanita, Boulevard, California 91905 (hereinafter the "Property"), including but not limited to instituting, prosecuting, or maintaining foreclosure or sale proceedings on the Property, from recording any deeds or mortgages regarding the Property or from otherwise taking any steps whatsoever to deprive Plaintiff of ownership in the Property, and in particular from proceeding with the sale of the Property scheduled for October 30, 2007.

Plaintiff and defendant Deutsche Bank National Trust Company, as Trustee For Morgan Stanley Loan Trust 2006-HE4 ("Deutsche Bank") by and through their attorneys of record have entered into an information resolution in which Deutsche Bank will not foreclose on the Property without giving Plaintiff, though his attorney, at least 30 days notice of the pending foreclosure sale so that Plaintiff may seek to obtain another Temporary Restraining Order/Preliminary Injunction.

As such, Plaintiff seeks to withdraw his current application without prejudice to file another application for a TRO and a Preliminary Injunction in the future, if necessary.

Dated: January 2, 2008

/s/ Deborah L. Raymond
Deborah L. Raymond, Esq.
Attorney for Plaintiff